

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Maria PRAT QUINONES et al. ) Group Art Unit: Unassigned  
Application No.: 10/510,680 ) Examiner: Unassigned  
Filed: October 8, 2004 ) Confirmation No.: Unknown

For: NEW PYRROLIDINIUM DERIVATIVES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached.

Copies of the U.S. patent publications are not enclosed.

The following applies to the non-English language documents:

1. **WO 98/21183**: This document is believed to be a counterpart of at least one of the following U.S. Patent 6,307,060 and U.S. Patent Publications 2003/0220400 and 2002/0173536;

2. **WO 02/04402**: This document is believed to be a counterpart of at least one of the following U.S. Patent Application 6,846,835 and U.S. Patent Publications 2003/0191316 and 2005/0065211; and

3. **FR 2 155 927**: In lieu of a statement of relevance for this document, Applicants submit a Derwent Abstract and a copy of the International Search Report where this document is cited.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

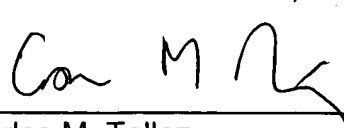
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

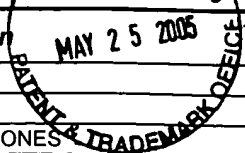
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: \_\_\_\_\_

  
Carlos M. Tellez  
Reg. No. 48,638

Dated: May 25, 2005

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<b>Complete if Known</b> 	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				Application Number	10/510,680
				Filing Date	October 8, 2004
				First Named Inventor	Maria PRAT QUINONES
				Art Unit	Unassigned
				Examiner Name	Unassigned
Sheet	1	of	1	Attorney Docket Number	09757.0003

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	1	US 2,956,062	11 OCT 1960	Lunsford	
	2	US 3,301,869	31 JAN 1967	Lunsford	
	3	US 3,714,357	30 JAN 1973	Gueremy et al.	
	4	US 6,307,060	23 OCT 2001	Noe et al.	
	5	US 6,846,835	25 JAN. 2005	Ogino et al.	
	6	US 2002/0173536	21 NOV 2002	Noe et al.	
	7	US 2003/0191316	9 OCT 2003	Ogino et al.	
	8	US 2003/0220400	27 NOV 2003	Noe et al.	
	9	US 2005/0065211	24 MAR 2005	Ogino et al.	

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
	10	FR 2 155 927	25 MAY 1973			English Abstract
	11	WO 98/21183	22 MAY 1998			
	12	WO 01/04118	18 JAN 2001			
	13	EP 0 863 141	09 SEP 1998			
	14	WO 02/04402	17 JAN 2002			
	15	EP 1 302 458	16 APR 2003			

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
	16	Franko, Bernard V. et al., "Derivatives of 3-Pyrrolidinols--III. The Chemistry, Pharmacology, and Toxicology of some N-Substituted-3-Pyrrolidyl α-Substituted Phenylacetates," Journal of Medicinal and Pharmaceutical Chemistry, 2(5):523-540 (1960).	
	17	CAPLUS Chemical Abstract for WO 02/04402 database accession No. 136:118468; published January 17, 2002.	
	18	Patent Abstract of Japan for JP 56 079688; published June 30, 1981.	
	19	Derwent Abstract for FR 2 155 927, WPI accession no. 1973-45844U.	
	20	International Search Report for WO 03/087094 (PCT phase of the instant national stage application) dated January 30, 2004.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.